GOVERNMENT OF INDIA
LAW , JUSTICE AND COMPANY AFFAIRS
LOK SABHA

UNSTARRED QUESTION NO:3016
ANSWERED ON:21.03.2002
INDUSTRIAL RELATION COMMISSION
NIKHIL KUMAR CHOUDHARY

Will the Minister of LAW , JUSTICE AND COMPANY AFFAIRS be pleased to state:

(a) whether the Government propose to set up Industrial Relation Commission and Rent Tribunal as an alternative for the courts;

(b) if so, the salient features thereof; and

(c) the steps taken by the Government to dispose of the pending cases in the courts?

Answer

MINISTER OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI ARUN JAITLEY)

(a)&(b):There is no proposal of the Ministry of Labour to set up Industrial Relations Commission.

As regards setting up of Rent Tribunal as an alternative for the courts, article 323(B) under the Constitution (75th Amendment) Act, 1993, provides that the appropriate Legislature may, by law, provide for the adjudication or trial by tribunals of any disputes, complaints, or offences, with respect to all or any of the matters specified in clause (2) with respect to which such Legislature has power to make laws. One of the items as stated in article 323(B) (2)(h) pertains to rent, its regulation and control and tenancy issues including the right, title and interest of landlords and tenants.

The Government has written to the State Governments and Union territories to suitably amend their Rent Control Legislation. A Model Legislation was communicated to the States/UTs. The Model Legislation among other things suggested setting up a two-tier system of adjudication with Rent Controllers and Tribunals and installing speedy and simplified procedure for settlement of dispute.

(c): Various steps have been taken by the Government for the speedy disposal of cases. These include amendment of the Civil Procedure Code and the Code of Criminal Procedure, increase in the number of posts of Judges/Judicial officers, establishment of Special Courts/tribunals, improvement in the standards of Legal education, appointment of Special Judicial/Metropolitan Magistrates and adoption of alternative modes of dispute resolution, such as, arbitration and conciliation. Lok Adalats have been given a statutory base as supplementary forum for resolution of disputes.